IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1575 OF 2005

Shri.Suresh Janardhan Kotekar ...Applicant

Versus

State of Maharashtra ...Respondent

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Mr.N.V.Pradhan i/b Ms.Subhada Khot for Applicant.

Mr.A.S.Gadkari, A.P.P. for Respondent.

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CORAM: A.M.KHANWILKAR, J.

MARCH 9, 2005.

P.C.

1. This is second application for bail. First Application was rejected on merits on 18th October 2004. Present Application is essentially filed on the ground that inspite of directions given by this Court to conclude the trial within six months, the trial has not progressed even an inch.

2. The explanation offered by the learned

A.P.P. is that co-accused has been arrested in connection with some other offence, on account of which, the present trial could not proceed.

3. Instead of granting bail as prayed in this Application, as fairly conceded by the learned A.P.P. that prosecution should take necessary steps of separating the trial of the co-accused, if required and proceed with the trial expeditiously, to be concluded by the end of April 2005.

. This Application is accordingly disposed of with direction to the Sessions Judge, Thane, to forthwith assign the trial to the Fast Tract Court in terms of directions given by this Court on 18th October 2004; and the concerned Court to which the case is assigned, will examine whether the trial of the co-accused needs to be separated, so as to finally conclude the trial insofar as the present Applicant is concerned, as expeditiously as possible, and in any case, by the end of May 2005.

4. Application disposed of on the above terms.

A.M.KHANWILKAR, J.